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November 9, 2007

The Honorable Senator David Long
Chairperson
Indiana Legislative Council
State House
Indianapolis, IN 46204

Dear Senator Long:

Pursuant to IC 35-48-2-1 and on behalf of the Indiana Board of Pharmacy, I am submitting the following recommendation to the Legislative Council: The addition and revision of controlled substances to the state's drug schedules as listed in IC 35-48-2-4, IC 35-48-2-6, IC 25-48-2-8, IC 35-48-2-10 and IC 35-48-2-12. In addition, there are several spelling errors which need to be corrected.

On September 28, 2007, Indiana State Police Superintendent Paul Whitesell, Ph.D., submitted to the board the recommendation of the Indiana State Police (ISP) to revise Indiana Code's drug schedules. The revisions bring consistency between Federal drug schedules (i.e. U.S. Code Title 21) and the Indiana Code for classification of drugs as controlled substances. A copy of the ISP recommendation is attached. Such consistency allows state law enforcement to prosecute individuals in state judicial forums for criminal activity related to controlled substances that are presently not listed in Indiana statute as scheduled drugs.

The Board appreciates the assistance of Superintendent Whitesell and the ISP in identifying the drugs which need to be added or corrected within IC 35-48. The board agrees with Superintendent Whitesell that Indiana's definition of Cocaine should be retained.

You will note that the ISP report indicates that Carisoprodol is included on Indiana Schedule IV and is not listed on the Federal schedule. In checking with the State Police, ISP included Carisoprodol on the list only to inform the Board that it is not on the Federal schedule. Carisoprodol was added to Indiana's list of Schedule IV substances by the General Assembly in 2004. Neither the Board nor ISP recommends changing Carisoprodol's status as a Schedule IV drug because of the potential for abuse of the drug.

The Board and the Indiana Professional Licensing Agency looks forward to working with the General Assembly to adopt appropriate amendments to IC 35-48-2. Please feel free to contact me if you need additional information.

Sincerely,

Barbara Marvel McNutt
Chief Counsel

cc: Representative B. Patrick Bauer, Vice-Chairperson
Members of the Legislative Council
John Rowings, Attorney for the Council
Martin Allain, Director, Indiana Board of Pharmacy

STATE OF INDIANA

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www.state.in.us/isp

August 22, 2007

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SEP 28 2007

Indiana Professional
Licensing Agency

TO: Professional Licensing Agency
Indiana State Board of Pharmacy

FROM: Paul E. Whitesell, Ph.D.
Superintendent, Indiana State Police

SUBJECT: Indiana Code 35-48-2

The Indiana State Police Laboratory and other law enforcement agency laboratories routinely analyze a variety of controlled substances as evidence for State and Federal prosecution. There are several new substances that are not listed in the Indiana Code (IC 35-48-2) and some misspellings of drug names in the current statute.

Updating IC 35-48-2 would bring consistency between U.S. Code Title 21 and the Indiana Code for classification of drugs as Controlled Substances. Without an update, these substances cannot be prosecuted on the State level and generally these drug offenses are not prosecuted in Federal Courts.

Attached is a list of the misspelling in the drug names in IC 35-48-2 and the additions that would make Indiana closely coincide with Federal statutes (US Code Title 21), with the exception of the problematic definition of Coca leaves (9040) in US Code Title 21 Section 1308.12. Indiana needs to retain our current definition of Cocaine, rather than follow the Federal Code, to minimize isomer issues in analysis and prosecution. In addition, a list from US Code Title 21 from 4/17/07 is attached.

I recommend that the Indiana Code be updated to enable prosecution of criminal violations related to these substances and eliminate confusion in the statutes. Your assistance and support are greatly appreciated.



Paul Whitesell, Ph.D.
Superintendent

DR:mp

Attachments

INTEGRITY • SERVICE • PROFESSIONALISM

[Code of Federal Regulations] [Title 21, Volume 9]
[Revised as of April 1, 2007]
[CITE: 21CFR1308.11]

TITLE 21-FOOD AND DRUGS

CHAPTER II--DRUG ENFORCEMENT ADMINISTRATION, DEPARTMENT OF JUSTICE

PART 1308_SCHEDULES OF CONTROLLED SUBSTANCES--Table of Contents

Sec. 1308.11 Schedule I.

(a) Schedule I shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the DEA Controlled Substances Code Number set forth opposite it.

(b) Opiates. Unless specifically excepted or unless listed in another schedule, any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters and ethers, whenever the existence of such isomers, esters, ethers and salts is possible within the specific chemical designation (for purposes of paragraph (b)(34) only, the term isomer includes the optical and geometric isomers):

(1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide).....	9815
(2) Acetylmethadol.....	9601
(3) Allylprodine.....	9602
(4) Alphacetylmethadol (except levo-alphacetylmethadol also known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM).....	9603
(5) Alphameprodine.....	9604
(6) Alphamethadol.....	9605
(7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine).....	9814
(8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide).....	9832
(9) Benzethidine.....	9606
(10) Betacetylmethadol.....	9607
(11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-N-phenylpropanamide).....	9830
(12) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide).....	9831
(13) Betameprodine.....	9608
(14) Betamethadol.....	9609
(15) Betaprodine.....	9611
(16) Clonitazene.....	9612
(17) Dextromoramide.....	9613
(18) Diampromide.....	9615
(19) Diethylthiambutene.....	9616
(20) Difenoxin.....	9168
(21) Dimenoxadol.....	9617
(22) Dimepheptanol.....	9618
(23) Dimethylthiambutene.....	9619

(24) Dioxaphetyl butyrate.....	9621
(25) Dipipanone.....	9622
(26) Ethylmethylthiambutene.....	9623
(27) Etonitazene.....	9624
(28) Etoxeridine.....	9625
(29) Furethidine.....	9626
(30) Hydroxypethidine.....	9627
(31) Ketobemidone.....	9628
(32) Levomoramide.....	9629
(33) Levophenacylmorphane.....	9631
(34) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide).....	9813
(35) 3-methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide).....	9833
(36) Morpheridine.....	9632
(37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine).....	9661
(38) Noracymethadol.....	9633
(39) Norlevorphanol.....	9634
(40) Normethadone.....	9635
(41) Norpipanone.....	9636
(42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl] propanamide).....	9812
(43) PEPAP (1-(-2-phenethyl)-4-phenyl-4-acetoxypiperidine).....	9663
(44) Phenadoxone.....	9637
(45) Phenampromide.....	9638
(46) Phenomorphan.....	9647
(47) Phenoperidine.....	9641
(48) Piritramide.....	9642
(49) Proheptazine.....	9643
(50) Properidine.....	9644
(51) Propiram.....	9649
(52) Racemoramide.....	9645
(53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide).....	9835
(54) Tilidine.....	9750
(55) Trimeperidine.....	9646

(c) Opium derivatives. Unless specifically excepted or unless listed in another schedule, any of the following opium derivatives, its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Acetorphine.....	9319
(2) Acetyldihydrocodeine.....	9051
(3) Benzylmorphine.....	9052
(4) Codeine methylbromide.....	9070
(5) Codeine-N-Oxide.....	9053
(6) Cyprenorphine.....	9054
(7) Desomorphine.....	9055
(8) Dihydromorphine.....	9145
(9) Drotebanol.....	9335
(10) Etorphine (except hydrochloride salt).....	9056
(11) Heroin.....	9200
(12) Hydromorphanol.....	9301
(13) Methyl-desorphine.....	9302

(14) Methyldihydromorphine.....	9304
(15) Morphine methylbromide.....	9305
(16) Morphine methylsulfonate.....	9306
(17) Morphine-N-Oxide.....	9307
(18) Myrophine.....	9308
(19) Nicocodeine.....	9309
(20) Nicomorphine.....	9312
(21) Normorphine.....	9313
(22) Pholcodine.....	9314
(23) Thebacon.....	9315

(d) Hallucinogenic substances. Unless specifically excepted or unless listed in

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another schedule, any material, compound, mixture, or preparation, which contains any quantity of the following hallucinogenic substances, or which contains any of its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation (for purposes of this paragraph only, the term "isomer" includes the optical, position and geometric isomers):

(1) Alpha-ethyltryptamine.....	7249
Some trade or other names: etryptamine; Monase; [alpha]-ethyl-1H-indole-3-ethanamine; 3-(2-aminobutyl) indole; [alpha]-ET; and AET.	
(2) 4-bromo-2,5-dimethoxy-amphetamine.....	7391
Some trade or other names: 4-bromo-2,5-dimethoxy-[alpha]-methylphenethylamine; 4-bromo-2,5-DMA	
(3) 4-Bromo-2,5-dimethoxyphenethylamine.....	7392
Some trade or other names: 2-(4-bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus.	
(4) 2,5-dimethoxyamphetamine.....	7396
Some trade or other names: 2,5-dimethoxy-[alpha]-methylphenethylamine; 2,5-DMA	
(5) 2,5-dimethoxy-4-ethylamphet-amine.....	7399
Some trade or other names: DOET	
(6) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7).....	7348
(7) 4-methoxyamphetamine.....	7411
Some trade or other names: 4-methoxy-[alpha]-methylphenethylamine; paramethoxyamphetamine, PMA	
(8) 5-methoxy-3,4-methylenedioxy-amphetamine.....	7401
(9) 4-methyl-2,5-dimethoxy-amphetamine.....	7395
Some trade and other names: 4-methyl-2,5-dimethoxy-[alpha]-methylphenethylamine; "DOM"; and "STP"	
(10) 3,4-methylenedioxy amphetamine.....	7400
(11) 3,4-methylenedioxymethamphetamine (MDMA).....	7405
(12) 3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA.....	7404
(13) N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-hydroxy-alpha-methyl-3,4(methylenedioxy)phenethylamine, and N-hydroxy MDA.....	7402

(14) 3,4,5-trimethoxy amphetamine.....	7390
(15) Alpha-methyltryptamine (other name: AMT).....	7432
(16) Bufotenine.....	7433
Some trade and other names: 3-([beta]-Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N, N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine	
(17) Diethyltryptamine.....	7434
Some trade and other names: N,N-Diethyltryptamine; DET	
(18) Dimethyltryptamine.....	7435
Some trade or other names: DMT	
(19) 5-methoxy-N,N-diisopropyltryptamine (other name: 5-MeO-DIPT)	7439
(20) Ibogaine.....	7260
Some trade and other names: 7-Ethyl-6,6[beta],7,8,9,10,12,13-octahydro-2-methoxy-6,9-methano-5H-pyrido [1', 2':1,2] azepino [5,4-b] indole; Tabernanthe iboga	
(21) Lysergic acid diethylamide.....	7315
(22) Marihuana.....	7360
(23) Mescaline.....	7381
(24) Parahexyl--7374; some trade or other names: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl.	
(25) Peyote.....	7415
Meaning all parts of the plant presently classified botanically as <i>Lophophora williamsii</i> Lemaire, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts	
(Interprets 21 USC 812(c), Schedule I(c) (12))	
(26) N-ethyl-3-piperidyl benzilate.....	7482
(27) N-methyl-3-piperidyl benzilate.....	7484
(28) Psilocybin.....	7437
(29) Psilocyn.....	7438
(30) Tetrahydrocannabinols.....	7370
Meaning tetrahydrocannabinols naturally contained in a plant of the genus <i>Cannabis</i> (cannabis plant), as well as synthetic equivalents of the substances contained in the cannabis plant, or in the resinous extractives of such plant, and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity to those substances contained in the plant, such as the following:	
1 cis or trans tetrahydrocannabinol, and their optical isomers	
6 cis or trans tetrahydrocannabinol, and their optical isomers	
3, 4 cis or trans tetrahydrocannabinol, and its optical isomers	
(Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numerical designation of atomic positions covered.)	
(31) Ethylamine analog of phencyclidine.....	7455
Some trade or other names: N-ethyl-1-phenylcyclohexylamine, (1-phenylcyclohexyl)ethylamine, N-(1-phenylcyclohexyl)ethylamine, cyclohexamine, PCE	
(32) Pyrrolidine analog of phencyclidine.....	7458
Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine, PCPy, PHP	
(33) Thiophene analog of phencyclidine.....	7470
Some trade or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine, 2-thienylanalog of phencyclidine, TPCP, TCP	
(34) 1-[1-(2-thienyl)cyclohexyl]pyrrolidine.....	7473

Some other names: TCPy

(e) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) gamma-hydroxybutyric acid (some other names include GHB; gamma-hydroxybutyrate; 4-hydroxybutyrate; 4-hydroxybutanoic acid; sodium oxybate; sodium oxybutyrate).....	2010
(2) Mecloqualone.....	2572
(3) Methaqualone.....	2565

(f) Stimulants. Unless specifically excepted or unless listed in another

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schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers, and salts of isomers:

(1) Aminorex (Some other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenyl-2-oxazolamine).....	1585
(2) N-Benzylpiperazine (some other names: BZP, 1-benzylpiperazine).....	7493
(3) Cathinone.....	1235
Some trade or other names: 2-amino-1-phenyl-1-propanone, alpha-aminopropiophenone, 2-aminopropiophenone, and norephedrone	
(4) Fenethylline.....	1503
(5) Methcathinone (Some other names: 2-(methyldamino)-propionophenone; alpha-(methyldamino)propionophenone; 2-(methyldamino)-1-phenylpropan-1-one; alpha-N-methyldaminopropionophenone; monomethylpropion; ephedrone; N-methylcathinone; methylcathinone; AL-464; AL-422; AL-463 and UR1432), its salts, optical isomers and salts of optical isomers.....	1237
(6) ()cis-4-methyldaminorex ()cis-4,5-dihydro-4-methyl-5-phenyl-2-oxazolamine).....	
(7) N-ethylamphetamine.....	1475
(8) N,N-dimethylamphetamine (also known as N,N-alpha-trimethylbenzeneethanamine; N,N-alpha-trimethylphenethylamine).....	1480

(g) Temporary listing of substances subject to emergency scheduling. Any material, compound, mixture or preparation which contains any quantity of the following substances:

(1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts and salts of isomers.....	9818
(2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thienylfentanyl), its optical isomers, salts and salts of	9834

isomers.....

[39 FR 22141, June 20, 1974]

Sec. 1308.12 Schedule II.

(a) Schedule II shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the Controlled Substances Code Number set forth opposite it.

(b) Substances, vegetable origin or chemical synthesis. Unless specifically excepted or unless listed in another schedule, any of the following substances whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate excluding apomorphine, thebaine-derived butorphanol, dextrorphan, nalbuphine, nalmefene, naloxone, and naltrexone, and their respective salts, but including the following:

(1) Raw opium.....	9600
(2) Opium extracts.....	9610
(3) Opium fluid.....	9620
(4) Powdered opium.....	9639
(5) Granulated opium.....	9640
(6) Tincture of opium.....	9630
(7) Codeine.....	9050
(8) Dihydroetorphine.....	9334
(9) Ethylmorphine.....	9190
(10) Etorphine hydrochloride.....	9059
(11) Hydrocodone.....	9193
(12) Hydromorphone.....	9150
(13) Metopon.....	9260
(14) Morphine.....	9300
(15) Oxycodone.....	9143
(16) Oxymorphone.....	9652
(17) Thebaine.....	9333

(2) Any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in paragraph (b) (1) of this section, except that these substances shall not include the isoquinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves (9040) and any salt, compound, derivative or preparation of coca leaves (including cocaine (9041) and ecgonine (9180) and their salts, isomers, derivatives and salts of isomers and derivatives), and any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, except that the substances shall not include decocainized coca leaves or extraction of coca leaves, which extractions do not contain cocaine or ecgonine.

(5) Concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid or powder form which contains the phenanthrene

alkaloids of the opium poppy), 9670.

(c) Opiates. Unless specifically excepted or unless in another schedule any of the following opiates, including its isomers, esters, ethers, salts and salts of isomers, esters and ethers

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whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation, dextrophan and levopropoxyphene excepted:

(1) Alfentanil.....	9737
(2) Alphaprodine.....	9010
(3) Anileridine.....	9020
(4) Bezitramide.....	9800
(5) Bulk dextropropoxyphene (non-dosage forms).....	9273
(6) Carfentanil.....	9743
(7) Dihydrocodeine.....	9120
(8) Diphenoxylate.....	9170
(9) Fentanyl.....	9801
(10) Isomethadone.....	9226
(11) Levo-alpha-acetylmethadol.....	9648
[Some other names: levo-alpha-acetylmethadol, levomethadyl acetate, LAAM]	
(12) Levomethorphan.....	9210
(13) Levorphanol.....	9220
(14) Metazocine.....	9240
(15) Methadone.....	9250
(16) Methadone-Intermediate, 4-cyano-2-dimethylamino-4,4-diphenyl butane.....	9254
(17) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid.....	9802
(18) Pethidine (meperidine).....	9230
(19) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine.....	9232
(20) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate.....	9233
(21) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid.....	9234
(22) Phenazocine.....	9715
(23) Piminodine.....	9730
(24) Racemethorphan.....	9732
(25) Racemorphan.....	9733
(26) Remifentanil.....	9739
(27) Sufentanil.....	9740

(d) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

(1) Amphetamine, its salts, optical isomers, and salts of its optical isomers.....	1100
(2) Methamphetamine, its salts, isomers, and salts of its isomers	1105
(3) Phenmetrazine and its salts.....	1631
(4) Methylphenidate.....	1724

(e) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Amobarbital.....	2125
(2) Glutethimide.....	2550
(3) Pentobarbital.....	2270
(4) Phencyclidine.....	7471
(5) Secobarbital.....	2315

(f) Hallucinogenic substances.

(1) Nabilone.....	7379
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[Another name for nabilone: ()-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one]

(g) Immediate precursors. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine:

(i) Phenylacetone.....	8501
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Some trade or other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl ketone;

(2) Immediate precursors to phencyclidine (PCP):

(i) 1-phenylcyclohexylamine.....	7460
(ii) 1-piperidinocyclohexanecarbonitrile (PCC).....	8603

Sec. 1308.13 Schedule III.

(a) Schedule III shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the DEA Controlled Substances Code Number set forth opposite it.

(b) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(1) Those compounds, mixtures, or preparations in dosage unit	1405
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form containing any stimulant substances listed in schedule II which compounds, mixtures, or preparations were listed on August 25, 1971, as excepted compounds under Sec. 1308.32, and any other drug of the quantitative composition shown in that list for those drugs or which is the same except that it contains a lesser quantity of controlled substances..... 1228

(2) Benzphetamine..... 1228

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(3) Chlorphentermine..... 1645

(4) Clortermine..... 1647

(5) Phendimetrazine..... 1615

(c) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system:

(1) Any compound, mixture or preparation containing:

 (i) Amobarbital..... 2126

 (ii) Secobarbital..... 2316

 (iii) Pentobarbital..... 2271

 or any salt thereof and one or more other active medicinal ingredients which are not listed in any schedule.

(2) Any suppository dosage form containing:

 (i) Amobarbital..... 2126

 (ii) Secobarbital..... 2316

 (iii) Pentobarbital..... 2271

 or any salt of any of these drugs and approved by the Food and Drug Administration for marketing only as a suppository.

(3) Any substance which contains any quantity of a derivative of barbituric acid or any salt thereof..... 2100

(4) Chlorhexadol..... 2510

(5) Embutramide..... 2020

(6) Any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under section 505 of the Federal Food, Drug, and Cosmetic Act..... 2012

(7) Ketamine, its salts, isomers, and salts of isomers..... 7285

 [Some other names for ketamine: (1)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone]

(8) Lysergic acid..... 7300

(9) Lysergic acid amide..... 7310

(10) Methyprylon..... 2575

(11) Sulfondiethylmethane..... 2600

(12) Sulfonethylmethane..... 2605

(13) Sulfonmethane..... 2610

(14) Tiletamine and zolazepam or any salt thereof..... 7295

 Some trade or other names for a tiletamine-zolazepam combination product:

 Telazol.....

 Some trade or other names for tiletamine:

 2-(ethylamino)-2-(2-thienyl)-cyclohexanone.....

 Some trade or other names for zolazepam:

4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-(3,4-
e) [1,4]-diazepin-7(1H)-one, flupyrzapon.....

(d) Nalorphine 9400.

(e) Narcotic drugs. Unless specifically excepted or unless listed in another schedule:

(1) Any material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

- | | |
|--|------|
| (i) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium.... | 9803 |
| (ii) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts..... | 9804 |
| (iii) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium..... | 9805 |
| (iv) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active nonnarcotic ingredients in recognized therapeutic amounts... | 9806 |
| (v) Not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active nonnarcotic ingredients in recognized therapeutic amounts..... | 9807 |
| (vi) Not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts..... | 9808 |
| (vii) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts..... | 9809 |
| (viii) Not more than 50 milligrams of morphine per 100 milliliters or per 100 grams, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts... | 9810 |

(2) Any material, compound, mixture, or preparation containing any of the following narcotic drugs or their salts, as set forth below:

- | | |
|------------------------|------|
| (i) Buprenorphine..... | 9064 |
| (ii) [Reserved]..... | |

(f) Anabolic Steroids. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation containing any quantity of the following substances, including its salts, esters and ethers:

- (1) Anabolic steroids (see Sec. 1300.01 of this chapter)--4000
- (2) [Reserved]

(g) Hallucinogenic substances. (1) Dronabinol (synthetic) in sesame

oil and encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved product--7369.

[Some other names for dronabinol: (6aR-trans)-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo [b,d]pyran-1-ol] or (-)-delta-9-(trans)-tetrahydrocannabinol]

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(2) [Reserved]

[39 FR 22142, June 20, 1974, as amended at 41 FR 43401, Oct. 1, 1976; 43 FR 3359, Jan. 25, 1978; 44 FR 40888, July 13, 1979; 46 FR 52334, Oct. 27, 1981; 51 FR 5320, Feb. 13, 1986; 52 FR 2222, Jan. 21, 1987; 52 FR 5952, Feb. 27, 1987; 56 FR 5754, Feb. 13, 1991; 56 FR 11932, Mar. 21, 1991; 62 FR 13968, Mar. 24, 1997; 64 FR 35930, July 2, 1999; 64 FR 37675, July 13, 1999; 65 FR 13238, Mar. 13, 2000; 65 FR 17440, Apr. 3, 2000; 67 FR 62370, Oct. 7, 2002; 70 FR 74657, Dec. 16, 2005; 71 FR 51116, Aug. 29, 2006]

Sec. 1308.14 Schedule IV.

(a) Schedule IV shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section. Each drug or substance has been assigned the DEA Controlled Substances Code Number set forth opposite it.

(b) Narcotic drugs. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

- | | |
|---|------|
| (1) Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit..... | 9167 |
| (2) Dextropropoxyphene (alpha-+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane)..... | 9278 |

(c) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

- | | |
|---------------------------|------|
| (1) Alprazolam..... | 2882 |
| (2) Barbitol..... | 2145 |
| (3) Bromazepam..... | 2748 |
| (4) Camazepam..... | 2749 |
| (5) Chloral betaine..... | 2460 |
| (6) Chloral hydrate..... | 2465 |
| (7) Chlordiazepoxide..... | 2744 |

(8) Clobazam.....	2751
(9) Clonazepam.....	2737
(10) Clorazepate.....	2768
(11) Clotiazepam.....	2752
(12) Cloxazolam.....	2753
(13) Delorazepam.....	2754
(14) Diazepam.....	2765
(15) Dichloralphenazone.....	2467
(16) Estazolam.....	2756
(17) Ethchlorvynol.....	2540
(18) Ethinamate.....	2545
(19) Ethyl loflazepate.....	2758
(20) Fludiazepam.....	2759
(21) Flunitrazepam.....	2763
(22) Flurazepam.....	2767
(23) Halazepam.....	2762
(24) Haloxazolam.....	2771
(25) Ketazolam.....	2772
(26) Loprazolam.....	2773
(27) Lorazepam.....	2885
(28) Lormetazepam.....	2774
(29) Mebutamate.....	2800
(30) Medazepam.....	2836
(31) Meproamate.....	2820
(32) Methohexital.....	2264
(33) Methylphenobarbital (mephobarbital).....	2250
(34) Midazolam.....	2884
(35) Nimetazepam.....	2837
(36) Nitrazepam.....	2834
(37) Nordiazepam.....	2838
(38) Oxazepam.....	2835
(39) Oxazolam.....	2839
(40) Paraldehyde.....	2585
(41) Petrichloral.....	2591
(42) Phenobarbital.....	2285
(43) Pinazepam.....	2883
(44) Prazepam.....	2764
(45) Quazepam.....	2881
(46) Temazepam.....	2925
(47) Tetrazepam.....	2886
(48) Triazolam.....	2887
(49) Zaleplon.....	2781
(50) Zolpidem.....	2783
(51) Zopiclone.....	2784

(d) Fenfluramine. Any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers (whether optical, position, or geometric), and salts of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible:

(1) Fenfluramine.....	1670
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(e) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which

contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers and salts of isomers:

(1) Cathine ((+)-norpseudoephedrine).....	1230
(2) Diethylpropion.....	1610
(3) Fencamfamin.....	1760
(4) Fenproporex.....	1575
(5) Mazindol.....	1605
(6) Mefenorex.....	1580
(7) Modafinil.....	1680
(8) Pemoline (including organometallic complexes and chelates thereof).....	1530
(9) Phentermine.....	1640
(10) Pipradrol.....	1750
(11) Sibutramine.....	1675
(12) SPA ((-)-1-dimethylamino- 1,2-diphenylethane).....	1635

(f) Other substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances, including its salts:

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(1) Pentazocine.....	9709
(2) Butorphanol (including its optical isomers).....	9720

Sec. 1308.15 Schedule V.

(a) Schedule V shall consist of the drugs and other substances, by whatever official name, common or usual name, chemical name, or brand name designated, listed in this section.

(b) Narcotic drugs. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs and their salts, as set forth below:

(1) [Reserved]

(c) Narcotic drugs containing non-narcotic active medicinal ingredients. Any compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below, which shall include one or more non-narcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by narcotic drugs alone:

(1) Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams.

(2) Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams.

(3) Not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams.

(4) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit.

(5) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

(6) Not more than 0.5 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

(d) Stimulants. Unless specifically exempted or excluded or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers and salts of isomers:

(1) Pyrovalerone.....1485.

(2) [Reserved]

(e) Depressants. Unless specifically exempted or excluded or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts:

(1) Pregabalin [(S)-3-(aminomethyl)-5-methylhexanoic acid] 2782

(2) [Reserved]

[39 FR 22143, June 20, 1974, as amended at 43 FR 38383, Aug. 28, 1978; 44 FR 40888, July 13, 1979; 47 FR 49841, Nov. 3, 1982; 50 FR 8108, Feb. 28, 1985; 52 FR 5952, Feb. 27, 1987; 53 FR 10870, Apr. 4, 1988; 56 FR 61372, Dec. 3, 1991; 67 FR 62370, Oct. 7, 2002; 70 FR 43635, July 28, 2005]

Federal : Schedule of Controlled Substances Part 1308	
Not listed in IC 35-48-2	
Schedule I	
(+/-) cis-4-methylaminorex ((+/-) cis-4,5 dihydro-4-methyl-5-phenyl-2-oxazolamine) 1590	
1-[1-(2-thienyl)cyclohexyl]pyrrolidine (other name: TCPy) 7473	
2,5-dimethoxy-4-(n)-propylthiophenethylamine (other name: 2C-T-7) 7348	
2,5-dimethoxy-4-ethylamphet-amine (other names: DOET) 7399	
3,4-methylenedioxy-N-ethylamphetamine (other names: N-ethyl-alpha-methyl-3,4(methylenedioxy)phenethylamine, N-ethyl MDA, MDE, MDEA) 7404	
3-methylthiofentanyl (N-[1-(3-methyl-1-(2-thienyl)ethyl-4-piperidinyl)-N-phenylpropanamide) 9833	
4-Bromo-2,5-dimethoxyphenethylamine (other names: 2-(4-Bromo-2,5-dimethoxyphenyl)-1-aminoethane; alpha-desmethyl DOB; 2C-B, Nexus) 7392	
5-methyloxy-N,N-diisopropyltryptamine (5-MeO-DIPT), its isomers, salts and salts of isomers 7439	
Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide) 9815	
Alpha-ethyltryptamine (other names: etryptamine; Monase; [alpha]-ethyl-1H-indole-3-ethanamine; 3-(2-aminobutyl) indole; [alpha]-ET; and AET) 7249	
Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide) 9832	
Alpha-methyltryptamine (AMT), its isomers, salts and salts of isomers 7432	
Aminorex (other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; or 4,5-dihydro-5-phenyl-2-oxazolamine) 1585	
Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide) 9831	
Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-N-phenylpropanamide) 9830	
Cathinone (other names: 2-amino-1-phenyl-1-propanone, alpha-aminopropiophenone, 2-aminopropiophenone, and norephedrone) 1235	
N,N-dimethylamphetamine (other names: N,N-alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine) 1480	
N-[1-(2-thienyl)methyl-4-piperidinyl]-N-phenylpropanamide (thienylfentanyl), its optical isomers, salts and salts of isomers 9834	
N-[1-benzyl-4-piperidinyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts and salts of isomers 9818	
N-Benzylpiperazine (other names: BZP, 1-benzylpiperazine) 7493	
N-hydroxy-3,4-methylenedioxyamphetmiane (other names: N-hydroxy-alpha-methyl-3,4(methylenedioxy) phenethylamine, and N-hydroxy MDA) 7402	
Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl]propanamide) 9812	
Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide) 9835	
Schedule II	
Carfentanil 9743	
Dihydroetorphine 9334	
Glutethimide 2550 ** currently under state schedule III	
Levo-alphaacetylmethadol (other names: levo-alpha-acetylmethadol, levo-methadylacetate, LAAM) 9648	
Nabilone 7379 (other name: (+/-) -trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one) 7379	
Remifentanil 9739	
Schedule III	
Buprenorphine 9064 ** currently under state schedule V	
Dronabinol 7369 ** currently under state schedule II	

Embutramide 2020
Schedule IV
Butorphanol (including its optical isomers) 9720
Cathine ((+)-norpseudoephedrine) 1230
Dichloralphenazone 2467
Fencamfamin 1760
Fenproporex 1575
Mefenorex 1580
Modafinil 1680
Sibutramine 1675
Zaleplon 2781
Zopiclone 2784
Schedule V
Pregabalin 2782
Pyrovalerone 1485
IC 35-48-2 Classification of Drugs
Schedule I - Misprinted
Diethyltryptamine (other names: N,N-Diethyltryptamine, DET) 7434
Dimethyltryptamine (other names: DMT) 7435
Schedule I- Listed also in Schedule II
Gamma hydroxybutyrate 2010 ** Listed as federal schedule I
Schedule III - Misprinted
Tiletamine and Zolazepam or any salt thereof (Telazol) 7295
Schedule IV
Carisoprodol ** Not listed on Federal schedule